

**A SUBSTITUTE RESOLUTION**

**02-R-0677**

**BY TRANSPORTATION COMMITTEE**

**A SUBSTITUTE RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE AN AGREEMENT WITH THE TRANSPORTATION SECURITY ADMINISTRATION (TSA) TO PROVIDE LAW ENFORCEMENT PERSONNEL AT THE SECURITY CHECKPOINTS AT HARTSFIELD INTERNATIONAL AIRPORT AND TO ACCEPT REIMBURSEMENT OF EXPENSES NOT TO EXCEED \$4,518,720.00, TO BE CHARGED TO AND PAID FROM FUND ACCOUNT CENTER NUMBER 2H01 511003 X42093; AND FOR OTHER PURPOSES**

**WHEREAS**, the City of Atlanta ("the City") owns and operates Hartsfield Atlanta International Airport ("Airport") and serves as the host agency for law enforcement activities; and

**WHEREAS**, on November 19, 2001, the Aviation and Transportation Security Act established the Transportation Security Administration (TSA) under the direction of the Under Secretary of Transportation for Security ("the Under Secretary"). Section 110(g)(2) of the Act requires the Under Secretary to order the deployment of at least one law enforcement officer at each airport passenger security screening checkpoint to ensure passengers' safety and national security; and

**WHEREAS**, National Guard personnel were deployed to provide security presence at checkpoints as an interim measure to meet the federally mandated law enforcement officers requirement. The National Guard will be removed from checkpoints not later than May 31, 2002; and

**WHEREAS**, the Under Secretary issued Security Directive 1542-02-01 which directs the City to deploy law enforcement officers at checkpoints by May 10, 2002 as the National Guard personnel departs the Airport; and

**WHEREAS**, the City, through the Airport section of its Police Department, plans to employ off-duty City police officers, paid at an overtime rate, to fulfill the Under Secretary's security requirement. Through written agreements, the TSA will reimburse the City for all costs incurred to meet this new security obligation; and

**WHEREAS**, the Under Secretary has developed a formula for the number of officers required and the amount to be reimbursed to the City as described in the Security Directive 1542-02-01 for providing the law enforcement presence at the passenger security screening checkpoints.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA**, that the Mayor or her designee be and hereby is authorized to enter into an agreement with U.S. Department of Transportation, Transportation Security Administration, whereby the City shall provide law enforcement personnel at passenger security checkpoints at the Airport and whereby the TSA shall reimburse the City for the cost of providing this additional security, in an amount not to exceed \$4,518,720.00, with such costs to be paid from and reimbursed to Fund Account Center Number 2H01 511003 X42093.

**BE IT FURTHER RESOLVED**, that the City Attorney be and hereby is directed to prepare said agreement for execution by the Mayor.

**BE IT FINALLY RESOLVED**, that said agreement shall not become binding upon the City, and the City shall incur neither obligation nor liability thereunder, until the same has been signed by the Mayor and delivered to TSA, except that, in the event that the City provides additional security after this Resolution is adopted, but prior to the execution of the agreement, the City shall accept TSA's reimbursement of the costs of additional security after the agreement is executed.